

**Civil Action No.** \_\_\_\_\_

1

2. The Superior Court in which this action was originally filed lies within the district and division of the United States District Court in which this Notice of Removal is filed.

3. Pursuant to 28 U.S.C. § 1446(b), this notice of removal is filed within 30 days after Defendant's receipt through service or otherwise of the initial pleadings (Summons and Complaint) setting forth the claims for relief upon which this action is based.

4. This is a civil action as to which this Court would have original jurisdiction pursuant to 28 U.S.C. § 1331 and is thus one which may be removed to this Court by Defendant pursuant to the provisions of 28 U.S.C. § 1441(b), to wit: Plaintiff's Complaint purports to allege claims retaliation in violation of 42 U.S.C. § 1981, and for retaliation for opposing race, age, and gender discrimination in violation of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e, et seq. By virtue of 28 U.S.C. § 1441(c), upon removal, this Court may exercise jurisdiction over the remaining claims contained in Plaintiff's Complaint.

5. Pursuant to 28 U.S.C. § 1446(d), a Notice of Filing of Notice of Removal is today being served upon all parties and delivered to the Clerk of the Superior Court of Fulton County for filing. A copy of said Notice of Filing of

Notice of Removal is attached hereto as Attachment B (without duplicative attachments).

**WHEREFORE**, this case is hereby removed from the Superior Court of Fulton County to the United States District Court for the Northern District of Georgia, Atlanta Division.

Respectfully submitted this 8<sup>th</sup> day of August, 2014.

CONSTANGY, BROOKS & SMITH, LLP

/s/ William M. Clifton III

WILLIAM M. CLIFTON III

Georgia Bar No. 170176

W. JONATHAN MARTIN II

Georgia Bar No. 474590

577 Mulberry Street, Suite 710

P.O. Box 1975

Macon, GA 31202-1975

(478) 750-8600

(478) 750-8686 (facsimile)

[bclifton@constangy.com](mailto:bclifton@constangy.com)

[jmartin@constangy.com](mailto:jmartin@constangy.com)

JOSEPH M. MURRAY, JR.

Georgia Bar No. 531999

230 Peachtree St., N.W.

Suite 2400

Atlanta, GA 30303

(404) 525-8622

[jmurray@constangy.com](mailto:jmurray@constangy.com)

**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I electronically filed the foregoing NOTICE OF REMOVAL with the Clerk of Court using the CM/ECF system and served same upon the following attorneys of record via U.S. Mail, postage prepaid, addressed as follows:

Regina S. Molden  
David Health Williamson  
Molden & Holley LLC  
Peachtree Center – Harris Tower  
233 Peachtree St., N.E., Suite 1245  
Atlanta, GA 30303

Dated this 8<sup>th</sup> day of August, 2014.

CONSTANGY, BROOKS & SMITH, LLP

/s/ William M. Clifton III  
WILLIAM M. CLIFTON III  
Georgia Bar No. 170176

577 Mulberry Street, Suite 710  
P.O. Box 1975  
Macon, GA 31202-1975  
(478) 750-8600  
(478) 750-8686 (facsimile)  
[bclifton@constangy.com](mailto:bclifton@constangy.com)